sign (+) inside this box ∏ PTO/SB/21 (6-99) Approved for use through 09/30/2000. OMB 0651-0031 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE DEC 1 6 2005 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/978,544 **Application Number Filing Date** October 16, 2001 TRANSMITTAL **FORM First Named Inventor** Avi J. Ashkenazi (to be used for all correspondence after initial filing) Group/Art Unit 1643 Blanchard, David J. **Examiner Name** 39780-2630P1C13 Total Number of Pages in This Submission **Attorney Docket Number** ENCLOSURES (check all that apply) DECLARATION After Allowance Communication to Fee Transmittal Form Group Fee Attached Appeal Communication to Board of DECLARATION ON INCORPORATION BY Appeals and Interferences REFERENCE AMENDMENT / RESPONSE Appeal Communication to Group AMENDMENT UNDER 37 CFR §1.48(b) After Final (Appeal Notice, Brief, Reply Brief) Petition Routing Slip (PTO/SB/69) Version With Markings Showing Proprietary Information and Accompanying Petition Changes Petition to Convert to a Affidavits/declaration(s) Status Letter Provisional Application **Extension of Time Request** Power of Attorney, by Assignee to ADDITIONAL ENCLOSURE(\$) Exclusion of Inventor Under 37 C.F.R. INFORMATION DISCLOSURE (PLEASE IDENTIFY BELOW): §3.71 With Revocation of Prior Powers STATEMENT WITH FORM PTO-1449 STAMPED RETURN POSTCARD Terminal Disclaimer Certified Copy of Priority Document(s) Small Entity Statement Response to Missing Parts/ Incomplete Application Request for Refund Response to Missing Remarks Parts under 37 CFR AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN 1.52 or 1.53 CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-2630 Copy of Notice P1C13. SIGNATURE OF APPLICANT, ATTORNEY OR AGENT BARRIE D. GREENE (Reg. No. 46,740) **HELLER EHRMAN LLP** Firm or Individual name 275 Middlefield Road, Menio Park, California 94025 Telephone: (650) 324-7000 Facsimile: (650) 324-0638 Signature Date 35489 **Customer Number: December 16, 2005** CERTIFICATE OF EXPRESS MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: MAIL STOP AF, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: December 16, 2005 Express Mail Label EV 765 983 801 US ELENA TORRES Typed or printed name

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Signature

December 16, 2005

Date



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re a	application of:	)	Examiner: Blanchard, David J.
Avi J.	ASHKENAZI, et al	) )	Art Unit: 1643
Appli	cation Serial No. 09/978,544	)	Confirmation No. 5195
Filed:	October 16, 2001	) )	Attorney's Docket No. 39780-2630 P1C13
For:	SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND NUCLEIC ACIDS ENCODING THE SAME	) ) )	Customer No. 35489

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## **RESPONSE TO FINAL OFFICE ACTION**

## **MAIL STOP AF**

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Final Office Action mailed on October 26, 2005 (Paper No./Mail Date 20051024), in connection with the above-identified patent application, please consider the following arguments. This response is timely filed under 37 C.F.R. §1.116 within the two month date set for the response, thereby requiring issuance of an advisory action.

Currently Pending Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.